

HEATHER E. WILLIAMS, #122664
Federal Defender
Noa E. Oren, #297100
Assistant Federal Defender
801 I Street, 3rd Floor
Sacramento, CA 95814
Tel: (916) 498-5700
Fax: (916) 498-5710
[Noa_oren@fd.org](mailto>Noa_oren@fd.org)

Attorney for Defendant
JARIN CRUZ-ROSALES

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Case No 2:22-cr-00190-JAM
Plaintiff,)
vs.)
JARIN CRUZ-ROSALES)
Defendant.)
) **STIPULATION AND ORDER TO**
)) **CONTINUE STATUS CONFERENCE**
))
)) Date: January 9, 2024
)) Time: 9:00 a.m.
)) Judge: John A. Mendez
)

IT IS HEREBY STIPULATED by and between Phillip A. Talbert, United States Attorney through James Conolly, Assistant United States Attorney, attorneys for Plaintiff, and Heather Williams, Federal Defender, through Assistant Federal Defender Noa Oren, attorneys for Jarin Cruz-Rosales, that the status hearing be continued to January 23, 2024, and that the Court exclude time pursuant to the Speedy Trial Act.

The government has represented that it has produced the discovery in this matter in the form of arrest reports and photographs, as well as an audio recording. The government also anticipates producing soon data taken from the defendant's cellular telephone, which it has been working to extract. The government has represented that this is the totality of the discovery in this case, of which it is aware, but that it will produce any additional discoverable material, should it become aware of it.

Defense will be receiving this additional discovery shortly and desires additional time to

1 review it, consult with her client who is housed at Butte County Jail, to evaluate potential
2 defenses, and to otherwise prepare for trial.

3 Defense counsel believes that failure to grant the above-requested continuance would
4 deny her the reasonable time necessary for effective preparation, taking into account the exercise
5 of due diligence.

6 The government does not object to the continuance.

7 Based upon the foregoing, the parties agree time under the Speedy Trial Act should be
8 excluded from this order's date through and including January 23, 2024, as previously ordered,
9 pursuant to 18 U.S.C. §3161 (h)(7)(A) and (B)(iv)[reasonable time to prepare] and General
10 Order 479, Local Code T4 based upon continuity of counsel and defense preparation.

11 Dated: January 3, 2024

12 HEATHER E. WILLIAMS
Federal Defender

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14 */s/ Noa Oren*
15 NOA E. OREN
Assistant Federal Defender
16 Attorney for Defendant
JARIN CRUZ-ROSALES

17 Dated: January 3, 2024

18 PHILLIP A. TALBERT
United States Attorney

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20 */s/ James Conolly*
21 JAMES CONOLLY
Assistant United States Attorney
22 Attorney for Plaintiff

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ORDER

IT IS HEREBY ORDERED, the Court, having received, read, and considered the parties' stipulation, and good cause appearing therefrom, **ADOPTS** the parties' stipulation in its entirety as its order. The Court specifically finds the failure to grant a continuance in this case would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court finds the ends of justice are served by granting the requested continuance and outweigh the best interests of the public and defendant in a speedy trial.

The Court **ORDERS** the time from the date the parties stipulated, up to and including January 23, 2024, shall be excluded from computation of time within which the trial of this case must be commenced under the Speedy Trial Act, pursuant to 18 U.S.C. § 3161(h)(7)(A) and(B)(iv) [reasonable time for counsel to prepare] and General Order 479, (Local Code T4).

IT IS FURTHER ORDERED that the January 9, 2024 status conference shall be CONTINUED until **January 23, 2024, at 9:00 a.m.**

Dated: January 03, 2024

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE